Filed: 06/06/2024

IN THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

TIKTOK INC.,)	
and)	No. 24-1113
BYTEDANCE LTD.,)	N0. 24-1115
Petitioners,)	
v.)	
MERRICK B. GARLAND, in his official capacity as Attorney General of the United States,)	
Respondent.)	

STATEMENT OF ISSUES

Pursuant to the Court's order of May 7, 2024, Petitioners TikTok Inc. and ByteDance Ltd. respectfully submit the following non-binding statement of the issues presented for review, without waiving their right to modify these issues or raise additional ones:

- 1. Whether the Protecting Americans From Foreign Adversary Controlled Applications Act (the "Act") violates the First Amendment.
- 2. Whether the Act violates the Bill of Attainder Clause.
- 3. Whether the Act violates the equal protection component of the Fifth Amendment's Due Process Clause.

- 4. Whether the Act violates the Fifth Amendment's Takings Clause.
- 5. Whether the Court should declare the Act unconstitutional and enjoin its enforcement.

DATED: June 6, 2024

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Filed: 06/06/2024

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Filed: 06/06/2024

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the United States

Court of Appeals for the District of Columbia Circuit by using the appellate

CM/ECF system on June 6, 2024.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

DATED: June 6, 2024 Respectfully submitted,

/s/ Alexander A. Berengaut Alexander A. Berengaut

Counsel for Petitioners